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37. (Unclassified - RJW) LEGISLATION Talked with Pat Norton, on the staff of the Senate Select Committee on Intelligence, regarding H.R. 10400, the FBI charter legislation. Mr. Norton indicated that the Committee staff pressed the FBI to combine in one charter title its domestic investigative (other than foreign intelligence and counter-intelligence) and intelligence investigative activities. However, the FBI did not respond positively to this. He said that as far as he knows, a two-track system is developing with regard to the matter of an FBI charter.

On another matter, I asked Mr. Norton if the computer available to the SSCI for intelligence charter purposes had the capability to print out "match-ups" listing, for example, every place in the charter bill, S. 2525, where the definition of "national intelligence" is used (and every other definition as used in the bill). He found the concept interesting for review purposes and said he would check into it.

38. (Unclassified - RJW) LEGISLATION Spoke with John Elliff, on the staff of the Senate Select Committee on Intelligence. Mr. Elliff said he has personally briefed Representative Don Edwards (D., Calif.), Chairman of the House Judiciary Subcommittee on Civil and Constitutional Rights on S. 2525, the intelligence charter bill, and the matter of H.R. 10400's, the FBI charter legislation, overlapping therewith was discussed. Mr. Elliff said that the Congressman has no intention of overlapping S. 2525 with H.R. 10400; rather Representative Edwards considers H.R. 10400 as complementary to H.R. 10400. Representative Edwards also indicated, according to Mr. Elliff, that he is aware of the fact that a criminal standard is an inappropriate standard for the foreign intelligence and counterintelligence purposes of the Bureau. Mr. Elliff said the matter could be clarified by defining "investigation." With regard to the constitutional tort matter in H.R. 10400, Mr. Elliff said that the SSCI staff supports the Administration's bill, the revision of the Federal Tort Claims Act, S. 2117.

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